

Senate Study Bill 1152

SENATE FILE _____
BY (PROPOSED COMMITTEE ON
JUDICIARY BILL BY
CO=CHAIRPERSON KREIMAN)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act requiring a no-contact order when a defendant is convicted
2 of a forcible felony.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
4 TLSB 1720SC 81
5 jm/sh/8

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1 1 Section 1. Section 901.5, subsection 7A, paragraph a, Code
1 2 2005, is amended to read as follows:

1 3 a. The court may order the defendant to have no contact
1 4 with the victim of the offense, persons residing with the
1 5 victim, members of the victim's immediate family, or witnesses
1 6 to the offense if the court finds that the presence of or
1 7 contact with the defendant poses a threat to the safety of the
1 8 victim, persons residing with the victim, members of the
1 9 victim's immediate family, or witnesses to the offense. If
1 10 the defendant is convicted of an offense which is a forcible
1 11 felony, the court shall order the defendant to have no contact
1 12 with the victim of the offense, persons residing with the
1 13 victim, members of the victim's immediate family, or any
1 14 witnesses to the offense.

1 15 Sec. 2. Section 901.5, subsection 7A, paragraph b,
1 16 unnumbered paragraph 1, Code 2005, is amended to read as
1 17 follows:

1 18 The duration of the no-contact order may extend for a
1 19 period of five years from the date the judgment is entered or
1 20 the deferred judgment is granted, or up to the maximum term of
1 21 confinement, whichever is greater. The duration of the no-
1 22 contact order in a forcible felony case shall extend for a
1 23 period equal to the maximum term of confinement for the
1 24 forcible felony. The court may order the no-contact order

1 25 regardless of whether the defendant is placed on probation.

1 26 EXPLANATION

1 27 This bill relates to providing a no-contact order when a
1 28 defendant is convicted of a forcible felony.

1 29 The bill requires a no-contact order when a defendant is
1 30 convicted of a forcible felony as defined in Code section
1 31 702.11. The duration of the no-contact order under the bill
1 32 equals the maximum term of confinement for the forcible
1 33 felony.

1 34 The bill provides the court shall order the defendant to
1 35 have no contact with the victim, persons residing with the
2 1 victim, members of the victim's immediate family, or any
2 2 witnesses to the offense.

2 3 A violation of the no-contact order by the defendant is
2 4 punishable by summary contempt proceedings as provided in Code
2 5 section 901.5, subsection 7A, paragraph "e".

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2 7 jm:rj/sh/8